



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashkenazi et al. Docket No.: 39780-1618P2C6
Serial No.: 09/903,749 Group Art Unit: 1646
Filing Date: July 11, 2001 Examiner: Chernyshev, Olga N.

For: **ANTI-PRO211 POLYPEPTIDE ANTIBODIES**

Express Mail Label No: EL 993 689 633 US

Mailing Date: October 15, 2004

PRELIMINARY AMENDMENT

MS: RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Preliminary amendment accompanies a Request for Continued Examination under 37 C.F.R. § 1.114 for the above identified application. A Notice of Appeal was filed March 18, 2004 in this case. This RCE filing and Preliminary amendment are being timely filed concurrent with a Petition for Extension of time for five months with necessary fees. Also attached herewith are Declarations by Paul Polakis, Ph.D., by Avi Ashkenazi, Ph.D., and articles by (i) Orntoft *et al.*, (ii) Hyman *et al.*, (iii) Pollack *et al.*, and (iv) Hanna and Mornin.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 3 of this paper.

10/20/2004 JBALINAN 00000023 081641 09903749

02 FC:1255 2080.00 DA